App. F. IX-4

1940

PRESERVED

Previous References

193 .

( )

Legis

File No. 64-40

Serial Nos. 1

Later References.

(10)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.

Part B for

SUBJECT.

Transfer of Share in the name of resident in French Territory of India.

WD 0573—GPB—22,500—12-9-39

B.B. Shankhar

4-4-41

3903
6

General and Revenue Secretariat | File No. | of 194 | [App. F. III-2

Serial No.

From

The Secretary, Mysore Chemicals and Fertilizers Mysore

3984 dated 27th December 1940

requesting to know whether transfer of shares to a resident of Pondicherry is prohibited under the Defence of India Act & Rules

The Company want to know if a transfer of shares to a resident of Pondicherry is prohibited under the Defence of India Act or Rules

The relevant part of the Defence of the India Rules as applied to Mysore is Part XV. An enemy is defined in rule 97 as inter alia "any individual resident in enemy territory". (97(b))

France has not so far been declared to be "enemy territory" The French possessions in India cannot therefore be considered enemy territory" for the purposes of this Part of the Rules. The official recognition reported in today's papers alleged to have been accorded by the British Government to the Consul of General de Gaulle also appears to indicate that France is not entirely an enemy territory.

In these circumstances there does not appear to be any objection to the transfer

It may however be better perhaps if the Residency are consulted on this point in order to save further complications

Submitted for orders

Flag W

One 7.1.41 — The Law Department may be consulted on the point

Law Secy 4/1

Home 2 9/1/41.

3 9/1/41

4135

NOTE—Contn. Sheet.

Transfer of shares in names of residents in French territories of India

File No. of 194 | General and Revenue Secretariat

Serial No.

Has been with a part of legal question that is of political significance, & letter to Residency is consulted on the matter & whole question keeps open till receipt of answer. Drawer & French possessions in India can be treated as 'Enemy Territory' or a draft will be put up to Govt for decision

(Law Secretary) 3/10/40

3

1105

46 ans 1.1.

At present the French possessions in India are not declared enemy territories Anyhow it may be safe to consult the Residency before an answer is given

(Member) Hm 15/1/4 : 1/1/41

Hm 16/1/41

Hm 16/1

A draft to the Residency is put up for orders

20.1.41

(Law Secy)

Hm 20/1/41

1105 27/1

Joined Pol 46 2 & 22

4618/8 S 3903

General and Revenue Secretariat | File No. | of 194 | [App. F. III-2

Serial No.

From

The Secretary to the Hon'ble the Resident

7.7-41/W dated 10th February 1941

Subject Ref the Reserve Bank of India State Bank of Mysore no objection to the transfer.

The Residency ~~was~~ were requested to state whether there is any prohibition for registering transfer of shares of a Company in Mysore in the name of a person resident in the French Territories in India. The Residency have replied that the Reserve Bank who were consulted have no objection to the transfer in favour of such a person.

A draft to the Mysore Chemical & Fertilisers who made the enquiry; is put up.

11.2.41

Saw Secy(1)

12/2

Hm 2 13/2 Issue 13/2

Demi O.O. no P 4240 dated 13.2.41 to the Secretary Mysore Chemicals & Fertilizers Ltd.

NOTE—Contn. Sheet.

3903/P/40

TELEPHONE 243

TELEGRAMS "CHEMI" MYSORE.

The Mysore Chemicals & Fertilisers, Ltd.,

Codes :
A.B.C. SIXTH EDITION &
BENTLEY'S SECOND &
COMPLETE PHRASE CODES.

1128, VANIVILAS ROAD,

Mysore, 27th Decr. 1940.

Our Ref. No. 3984

SECY. LAW DEPT. Legis. 28 DEC. 1940 Govt OF MYSORE

The Secretary To The Government
Law Department
Bangalore.

Dear Sir,

We request you kindly to intimate whether under the Provisions of the Defence Of India Act, we are prohibited from registering transfer of Shares in the names of persons resident in Pondicherry or any other French Territories in India. The transferee in question is Mr. L. Subramaniem, Weaving Master, Mudaliar Pet, Pondicherry.

Thanking you for the favour of an early reply in the matter

Yours Faithfully,
For The Mysore Chemicals & Fertilisers, Ltd.,

Secretary.

Hindu 7-1-41

GENERAL DE GAULLE'S "COUNCIL OF DEFENCE"

BRITISH RECOGNITION ACCORDED

(REUTER'S AGENCY.)

LONDON, Jan. 5.

British official recognition has been given to the "Council of Defence of the Empire" established by General de Gaulle at Brazzaville last October.

The British Government have informed General de Gaulle that they will be happy to treat with him and with the Defence Council on all questions involving their collaboration with French overseas territories which place themselves under the authority of General de Gaulle, both in matters affecting the association of the Free French Forces with His Majesty's Forces in prosecuting the war against common enemies and in those affecting the political and economic interests of those territories.

TELEPHONE NO. 243.

TEL. ADD. "CHEMI" MYSORE.

THE MYSORE CHEMICALS & FERTILISERS, LTD., MYSORE.

1128, Vani Vilas Road,

CODES
A. B. C. 6TH EDN. & BENTLEYS (2ND PHRASE.)

REVENUE RECORDS
21 JAN. 1941

4303/40 P&C

SOSO

Mysore, 18th January 1941.

20

SECY
21 JAN 1941
GOVT OF MYSORE

The Secretary to the Government,
Law Department,
Bangalore.

Dear Sir,

Transfer of shares in the name of Mr. L. Subramaniem - Pondichery

We invite your kind attention to our letter No.3984 dated the 27th December 1940 and request you to intimate early if transfer of shares can be registered in the name of the above person.

Thanking you,

Yours Faithfully,
For The Mysore Chemicals & Fertilisers, Ltd.,

Narayanarao
For Secretary.

Mks)

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat.

Dated Bangalore, 22 January 1941

No. Rd 1062

FROM

The *Secretary to the Government of His Highness the Maharaja of Mysore.*

Law Department.

To

The Secretary to the Hon'ble the Resident in Mysore,
Bangalore.

S i r ,

I am directed to state that an enquiry has been made whether there is any prohibition under the Defence of India Act and Rules for registering the transfer of shares in a company registered in Mysore in the name of a person who is resident in the French territories of India and to request you to be so good as to intimate whether there is any objection to the transfer.

I have the honour to be,
Sir,
Your most obedient servant,

for Secretary to Government,
Law Department.

mk.2

Pol 1062 of 22 1/4/1

To

The Secretary to the Resident.

Sir,

I am directed to state that an enquiry has been made whether there is any prohibition under the Defence of India Act and Rules for registering the transfer of shares in a company registered in Mysore in the name of a person who is resident in the French territories of India and to request you to be so good as to intimate whether there is any objection to the transfer.

I have etc.,

2/11/41

Secy. to Govt.
Law Deptt

20/11

12/11/40

The reply to this communication should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

4628 P&C

No. F.7-41/W.

Rec'd 12 9

REV. SECN. 11. FEB. 1941

FROM

THE SECRETARY
TO THE HON'BLE THE RESIDENT IN MYSORE.

GOVT O[illegible]

The Secretary to the Government of His Highness the Maharaja of Mysore, Law Department, Bangalore.

Dated Bangalore, the 10th February 1941.

Exchange Control.

SIR,

I am directed to refer to your letter No.Pol.1062, dated the 22nd January 1941.

2. The Reserve Bank of India, who were consulted with reference to Rule 93(3) of the Defence of India Rules, say that they have no objection to the transfer of shares in a company registered in the Mysore State in favour of a person residing in French India.

I have the honour to be,
Sir,
Your most obedient servant,

SECRETARY TO THE RESIDENT.

D.O.No.P.4240
& 13.2.41

Dear Sir,

With reference to your letter No 3984, dated 27th December 1940, enquiring about the legality of registering a transfer of your shares in the name of a person resident in Pondicherry, I am directed to state that the Reserve Bank of India who were consulted in the matter have stated that they have no objection to such a transfer.

Yours sincerely,

12/2

13/2/41

To

The Secretary,
The Mysore Chemicals & Fertilisers Ltd.,
Mysore.

D. O. No. P 6240

GENERAL AND REVENUE SECRETARIAT,

Bangalore, Dated, 12/15 February 1941.

Dear Sir,

With reference to your letter No.3984, dated 27th December 1940, enquiring about the legality of registering a transfer of your shares in the name of a person resident in Pondicherry, I am directed to state that the Reserve Bank of India who were consulted in the matter have stated that they have no objection to such a transfer.

Yours sincerely,

13/2

H.K. Rama Iyengar, Esq., M.A.(Hons.)
Secretary, Mysore Chemicals &
Fertilisers Ltd., Mysore.